

January 9, 2009

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**Elisabeth A. Shumaker
Clerk of Court

EARL CROWNHART,

Petitioner - Appellant,

v.

LARRY REID, Warden; JOHN
SUTHERS, The Attorney General of
the State of Colorado,

Respondents - Appellees.

No. 08-1499

(D.C. No. 1:08-CV-02284-BNB)

ORDERBefore **TACHA, KELLY**, and **GORSUCH**, Circuit Judges.

The petitioner filed this appeal in a 28 U.S.C. § 2254 matter. However, the district court has not adjudicated any of the claims in this proceeding, and the matter is still on-going.

This court has jurisdiction to review only final decisions, 28 U.S.C. § 1291, and specific types of interlocutory orders not applicable here. A final decision is one that disposes of all issues on the merits and leaves nothing for the court to do but execute the judgment. *Cunningham v. Hamilton County*, 527 U.S. 1915, 204 (1999) (citing to *Van Cauwenberghe v. Biard*, 486 U.S. 517, 521 (1988)); *Mesa Oil Inc. v. United States*, 467 F.3d 1252, 1254 (10th Cir. 2006).

Because no final order has been entered, this appeal is **DISMISSED**.

Entered for the Court,
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in cursive script, appearing to read "Ellen Rich Reiter".

Ellen Rich Reiter
Deputy Clerk/Jurisdictional Attorney